

Honorable Alfred M. Wolin

Explanatory: Judge Wolin has been designated to sit in the District of Delaware to preside over five very large chapter 11 cases. These are: In re Federal-Mogul, Inc., 01-10578; In re W.R. Grace & Co., 01-1139; In re Owens Corning, 00-3837; In re USG, 01-2094; and In re Armstrong World Industries, Inc., 00-4471.

Judge Wolin has referred these cases in turn to two visiting Bankruptcy Judges, The Honorable Judith K. Fitzgerald and The Honorable Randall J. Newsome. Judge Fitzgerald has the Owens Corning and the W.R. Grace matters. Judge Newsome has Federal-Mogul, Armstrong World Industries and USG. In his Order dated December 10, 2001, in each of the five cases, Judge Wolin provided that the reference would be partially withdrawn as to certain issues, particularly issues concerning asbestos personal injury claims. The following procedures shall be observed to deal with this atypical situation.

Withdrawn Matters

1. All papers, except for appeals from the Bankruptcy Court, shall be filed on the electronic docket of the Bankruptcy Court, regardless of whether Judge Wolin has withdrawn the reference from the Bankruptcy Judge.
2. If the reference has been withdrawn from the Bankruptcy Judge with respect to a particular motion or proceeding, one copy of every paper filed with respect to that motion or proceeding must be submitted directly to Judge Wolin's chambers.

Appeals

1. Appeals from the Bankruptcy Court should be filed with the District Court per the usual District of Delaware practice.
2. All appeals from rulings of the Judge's Fitzgerald and Newsome in the above-referenced five cases are assigned to Judge Wolin.
3. Upon filing a Notice of Appeal or Motion for Leave to Appeal, counsel for the appellant shall contact Judge Wolin's chambers for instructions on how to proceed.

4. One copy of any paper filed in an appeal in the above-referenced five cases shall be forwarded directly to Judge Wolin's chambers.

General

1. The rules of the District of Delaware and/or the Bankruptcy Court for the District of Delaware shall govern briefing, motion practice and appeals before Judge Wolin except as may be modified by the Court.
2. Counsel may specify a hearing date in a Notice of Motion or other paper, but the Court will not hold a hearing nor entertain oral argument on any matter unless the Court so notifies the parties.
3. Facsimile transmissions to the Court are unacceptable except on the invitation of the Court granted specifically with reference to the facsimile transmission to be sent.
4. Judge Wolin has entered various case management and housekeeping orders in the above-referenced five cases. This document does not contain all the information and directives contained in those orders, which may vary from case to case and among the adversary proceedings within them. Counsel are expected to be familiar with all of the provisions of the Court concerning practice before it.